GOVERNMENT OF INDIA
LAW AND JUSTICE
LOK SABHA

UNSTARRED QUESTION NO:1507
ANSWERED ON:09.03.2007
NATIONAL TAX TRIBUNAL ACT, 2005
Rawat Shri Bachi Singh

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether the National Tax Tribunal Act, 2005 has been implemented by the Government;

(b) if so, since when; and

(c) if not, the reasons therefor and the steps being taken by the Government for its implementation?

Answer

MINISTER OF THE STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI H.R BHARDWAJ)

(a) No, Sir;

(b) Does not arise;

(c) The validity of the National Tax Tribunal Act, 2005 was challenged in various High Courts through Writ Petitions. In order to consolidate all the Writ Petitions, a Transfer Petition No. 92/2006 was filed on 2nd February, 2006 in the Hon`ble Supreme Court. The Supreme Court after hearing the arguments passed an order on 9th January, 2007 observing that the Court would examine the matters after such amendments as the Government may think appropriate are made in the said Act and the matters are mentioned, and reserving the liberty to the Government to mention the matter for listing after the amendments in the provision of the Act are made. Accordingly, the National Tax Tribunal (Amendment) Ordinance, 2007 was promulgated on 29th January, 2007. The National Tax Tribunal (Amendment) Bill, 2007 has been introduced in the Lok Sabha on 01.03.2007 for replacing the National Tax Tribunal (Amendment), Ordinance, 2007. Matter would be mentioned in the Hon`ble Supreme Court in order to facilitate early establishment of the National Tax Tribunal.